

STATE OF KANSAS

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HOUSE OF REPRESENTATIVES

MR. CHAIRMAN:

I move to amend **SB 405**, as amended by Senate Committee of the Whole, on page 1, following line 6, by inserting:

"New Section 1. (a) (1) Prior to the establishment of poultry processing facilities that process more than 250,000 poultry per year in any county in the state on or after July 1, 2018, the board of county commissioners, by resolution, may permit or deny such facilities to be established within the county. Such resolution shall be published once each week for two consecutive weeks in the official county newspaper. The resolution shall take effect 60 days after final publication, unless a valid petition in opposition to the same is filed.

(2) If, within 60 days of the final publication of the resolution, a valid protest petition to submit the resolution to the qualified electors of the county is signed by qualified electors of the county, equal in number to not less than 5% of the electors of the county who voted for the office of secretary of state at the last preceding general election at which such office was elected and is filed with the county election officer, the county election officer shall submit the question, as established in subsection (c), of whether such poultry processing facilities shall be allowed to be established in such county at the next state, county or special election.

(b) (1) The board of county commissioners, upon a petition filed in accordance with subsection (b)(2), shall submit to the qualified electors of the county a proposition to permit such poultry processing facilities to be established within the county.

(2) A petition to submit a proposition to the qualified voters of a county pursuant to this section shall be filed with the county election officer. The petition shall be signed by qualified electors

of the county equal in number to not less than 5% of the electors of the county who voted for the office of secretary of state at the last preceding general election at which such office was elected. The following shall appear on the petition:

"We request an election to determine whether poultry processing facilities that are used for the processing of more than 250,000 poultry per year shall be allowed to be established in \_\_\_\_\_ county."

(3) Upon the submission of a valid petition calling for an election pursuant to this subsection, the county election officer shall submit the question, as established in subsection (c), of whether such poultry processing facilities shall be allowed to be established in such county at the next countywide election that occurs more than 60 days after the petition is filed with the county election officer.

(c) In any election established pursuant to this section, the following shall appear on the ballot:

"Shall poultry processing facilities that are used for the processing of more than 250,000 poultry per year be allowed to be established in \_\_\_\_\_ county?"

(d) If a majority of the votes cast and counted are in opposition to allowing such poultry processing facilities to be established in such county, the county election officer shall transmit a copy of the result to the secretary of state, who shall publish in the Kansas register the result of such election and that such poultry processing facilities are not allowed to be established in such county.

(e) If a majority of the votes cast and counted is in favor of the proposition, the county election officer shall transmit a copy of the result to the secretary of state, who shall publish in the Kansas register the result of such election and that such poultry processing facilities are allowed to be established in such county.

(f) The election provided for by this section shall be conducted, and the votes counted and canvassed, in the manner provided by law for question-submitted elections of the county.

(g) As used in this section: (1) "Poultry processing facility" means any facility or section thereof that packs, cans, salts, renders, bones, cuts up or otherwise manufactures poultry into poultry products. "Poultry processing facility" does not include any facility that processes 250,000 poultry or less per year.

(2) "Poultry" means chickens, turkeys, ducks, geese or other fowl.";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "the department of health and environment; relating to" and inserting "agriculture; relating to"; in line 2, after "facilities" by inserting "and the establishment thereof"

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\_\_\_\_\_ District.